

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

PIERRE MONDESIR, VINCENT	:	No. 3:22cv1175
GUNTER, RICHARD MONDESIR,	:	
individually and trading as	:	(Judge Munley)
Mondesir Entertainment	:	
Investment Group, LLC,	:	
Plaintiff	:	
v.		
KINGSTON BOROUGH, CHIEF	:	
RICHARD J. KOTCHICK, OFFICER	:	
JOHN BEVILAQUA and OFFICER	:	
"DOE" 1-10,	:	
Defendants	:	

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ORDER

AND NOW, to wit, this 22nd day of May 2024, the Defendants' Motion to Dismiss (Doc. 12) is **GRANTED** in part and **DENIED** in part.

The motion is **GRANTED** with respect to Count V – Substantive Due Process; Count VI – Negligent Infliction of Emotional Distress; and Count VII-Intentional Infliction of Emotional Distress. Those counts are **DISMISSED** from the Complaint. It is also granted with regard to Count IV – Interference with Business Relations as to Defendant Kingston Borough only. The motion is **DENIED** in all other respects.

Additionally, plaintiffs' motion to dismiss Plaintiffs Vincent Gunther and Richard Mondesir from this action, which was docketed as a Notice of Voluntary

Dismissal (Doc. 29) is hereby **GRANTED** and Vincent Gunther and Richard Mondesir are dismissed from this action.

BY THE COURT:

JUDGE JULIA K. MUNLEY
United States District Court